PATENT Atty. Dkt. No 080618-0237

APR 1 2 2004 3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

John P. Cooke et al.

Title:

Enhancement of Vascular Function by Modulation of

Endogenous Nitric Oxide Production or Activity

Appl. No.:

10/618,835

Filing Date:

07/15/2003

Examiner:

J. Russel

Art Unit:

1654

## **AMENDMENT TRANSMITTAL**

Commissioner for Patents PO Box 1450 Alexandria, Virginia 22313-1450

Sir:

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Transmitted herewith is an amendment in the above-identified application.

[X] Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been claimed.

[X] The fee required for additional claims is calculated below:

	Claims As Amended		Previously Paid For		Extra Claims Present		Rate		Additional Claims Fee
Total Claims:	86	-	21	=	65	х	\$18.00	=	\$1170.00
Independent Claims:	10	-	6	= .	4	x	\$86.00	=	\$344.00
Fir	rst presentati	on of	any Multiple	Depe	ndent Claims:	+	\$290.00	=	\$0.00
					CLAIM	S FE	E TOTAL	=	\$1514.00

Atty. Dkt. No. 080618-0237 Appln. No. 10/618,835

[ ] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[	Extension for response filed within the first month: \$110.00	0 \$0.00
[	Extension for response filed within the second month: \$420.00	\$0.00
[	Extension for response filed within the third month: \$950.00	\$0.00
[	Extension for response filed within the fourth month: \$1,480.00	0 \$0.00
[	Extension for response filed within the fifth month: \$2,010.00	0 \$0.00
	EXTENSION FEE TOTAL	: \$0.00
[	] Statutory Disclaimer Fee under 37 C.F.R. 1.20(d): \$110.00	\$0.00
	CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL	: \$1514.00
[ ]	Small Entity Fees Apply (subtract ½ of above)	\$757.00
	TOTAL FEE	\$757.00

- [X] Check No. 35276 in the amount of \$757.00 is enclosed.
- [X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741. Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date 09-12-2004

FOLEY & LARDNER LLP Customer Number: 22428

Telephone:

(202) 672-5569

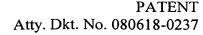
Facsimile:

(202) 672-5399

Stephen B. Maebius Attorney for Applicants Registration No. 35,264

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A.





## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: John P. Cooke et al.

Enhancement of Vascular Function by Modulation of Title:

Endogenous Nitric Oxide Production or Activity

10/618,835 Appl. No.:

Filing Date: 7/15/2003

Examiner: J. Russel

Art Unit: 1654

## PRELIMINARY AMENDMENT UNDER 37 CFR § 1.115

Mail Stop NON-FEE AMENDMENT Commissioner for Patents PO Box 1450 Alexandria, Virginia 22313-1450

Sir:

Before examining the present application, Applicants respectfully request that the application be amended as follows:

Amendments to the Claims are reflected in the listing of claims on page 2 of this document.

Remarks begin on page 13 of this document.

Please amend the application as follows:

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